



RESPONSE TRANSMITTAL LETTER
APPLICATION NO. 10/638,554

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/638,554
Applicants : Teresa S. Healy, et al.
Filed : August 12, 2003
TC/A.U. : 3765
Examiner : Moran, Katherine M.
Confirmation No. : 5392
Docket No. : GRAY-033/00US
Title : EAR WARMER HAVING A MEMBRANE
FORMING A RECEPTACLE

Mail Stop AF

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

TRANSMITTAL OF RESPONSE

1. Enclosed are the following documents in response to the Office Action mailed September 28, 2006 for the above-identified application:

- | | |
|-------------------------------------|---|
| <input checked="" type="checkbox"/> | Amendment/Response (11 pages) |
| <input type="checkbox"/> | Petition for Extension of Time |
| <input type="checkbox"/> | Request for Approval of Drawing Changes |
| <input type="checkbox"/> | Information Disclosure Statement |
| <input type="checkbox"/> | Notice of Appeal |
| <input type="checkbox"/> | Associate Power |
| <input type="checkbox"/> | Revocation and New Power |
| <input type="checkbox"/> | Change of Address |
| <input checked="" type="checkbox"/> | Return receipt postcard |
| <input type="checkbox"/> | Other: |

2. Fees

- ☒ No fees are believed to be due at this time.
- ☐ Credit card payment has been submitted concurrently with the filing of this transmittal (fees have been calculated by EFS Web System).
- ☒ The Commissioner is hereby authorized to charge any additional appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 05-0460.

Dated: December 22, 2006

EDELL, SHAPIRO & FINNAN, LLC
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Respectfully submitted by:

Thomas W. Lynch
Thomas W. Lynch
Reg. No. 42,820



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AMENDMENT AFTER FINAL OFFICE ACTION

Sir:

In response to the Final Office Action mailed September 28, 2006, the period for response to which extends to December 28, 2006, the Applicants submit the following Amendments and Remarks.

The Applicants do not believe that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in document accompanying this paper.

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this paper.

Remarks begin on page 10 of this paper.